

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 2623-02
Bill No.: HJR 50
Subject: General Assembly; Courts; Constitutional Amendments
Type: Original
Date: April 3, 2015

Bill Summary: This proposal proposes a constitutional amendment that would allow the General Assembly to override common law.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2016	FY 2017	FY 2018
General Revenue	\$0 to (More than \$7,100,000)		
Total Estimated Net Effect on General Revenue	\$0 to (More than \$7,100,000)	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2016	FY 2017	FY 2018
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 5 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2016	FY 2017	FY 2018
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2016	FY 2017	FY 2018
Total Estimated Net Effect on FTE	0	0	0

☒ Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$100,000 in any of the three fiscal years after implementation of the act.

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2016	FY 2017	FY 2018
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Oversight was unable to receive some of the agency responses in a timely manner due to the short fiscal note request time. Oversight has presented this fiscal note on the best current information that we have or on prior year information regarding a similar bill. Upon the receipt of agency responses, Oversight will review to determine if an updated fiscal note should be prepared and seek the necessary approval of the chairperson of the Joint Committee on Legislative Research to publish a new fiscal note.

Officials at the **Office of the Attorney General** assume that any potential costs arising from this proposal can be absorbed with existing resources.

Officials at the **Missouri Lottery**, the **Office of the State Treasurer**, the **Office of the State Auditor**, the **Office of the Lieutenant Governor**, the **Office of the State Public Defender**, the **Joint Committee on Legislative Research**, the **Joint Committee on Public Employee Retirement**, the **Office of the Governor**, the **State Tax Commission**, the **Missouri Consolidated Health Care Plan**, the **MoDOT and Patrol Employees' Retirement System**, the **Department of Higher Education**, the **Joint Committee on Administrative Rules**, the **Missouri Senate**, the **Missouri Ethics Commission**, the **Office of Administration** and the **Department of Public Safety** each assume no fiscal impact to their respective agencies from this proposal.

Oversight assumes that the next general election to be held in the state of Missouri will be in November of 2016. However, a special election could also be called at any time by the governor. According to information from the Office of the Secretary of State, if a special election is called to submit a Joint Resolution to a vote of the people, §115.063.2, RSMo, requires the state to pay the costs. The cost of the special election has been estimated to be \$7.1 million based on the cost of the 2012 Presidential Preference Primary. Therefore, Oversight will reflect a potential cost in FY 2016 for fiscal note purposes only.

<u>FISCAL IMPACT - State Government</u>	FY 2016 (10 Mo.)	FY 2017	FY 2018
GENERAL REVENUE			
<u>Transfer Out</u> - Office of Secretary of State - reimbursement of local election authority election costs if a special election is called by the Governor	\$0 or (More than <u>\$7,100,000</u>)	<u>\$0</u>	<u>\$0</u>
ESTIMATED NET EFFECT ON GENERAL REVENUE	\$0 or (More than <u>\$7,100,000</u>)	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2016 (10 Mo.)	FY 2017	FY 2018
LOCAL POLITICAL SUBDIVISIONS			
<u>Transfer In</u> - Local Election Authorities - reimbursement of election costs by the State for a special election	\$0 or More than \$7,100,000	\$0	\$0
<u>Costs</u> - Local Election Authorities - cost of a special election	\$0 or (More than <u>\$7,100,000</u>)	<u>\$0</u>	<u>\$0</u>
ESTIMATED NET EFFECT ON LOCAL POLITICAL SUBDIVISIONS	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

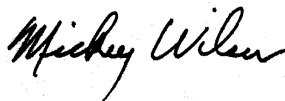
FISCAL DESCRIPTION

Upon voter approval, this proposed constitutional amendment allows the General Assembly to change or repeal any provision of common law.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Office of the Attorney General
Missouri Lottery
Office of the State Treasurer
Office of the State Auditor
Office of the Lieutenant Governor
Office of the State Public Defender
Joint Committee on Legislative Research
Joint Committee on Public Employee Retirement
Office of the Governor
State Tax Commission
Missouri Consolidated Health Care Plan
MoDOT and Patrol Employees' Retirement System
Department of Higher Education
Joint Committee on Administrative Rules
Missouri Senate
Missouri Ethics Commission
Office of Administration
Department of Public Safety



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April 3, 2015

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